

EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, A PERSON MAY NOT PRACTICE, ATTEMPT TO PRACTICE, OR OFFER TO PRACTICE LAND SURVEYING OR PROPERTY LINE SURVEYING IN THE STATE UNLESS LICENSED BY THE BOARD.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 56, § 343(a)(1).

The express inclusion of "property line surveying" is added to state expressly that which only was implied in the former law -- i.e., the prohibition against practicing without a license applies to the practice of property line surveying.

The reference to "attempt" to practice is added to conform to similar provisions governing other regulated occupations in the Code. See, e.g., HO § 8-401, as to nursing home administrators, and HO § 15-505, as to podiatrists.

Former Art. 56, § 343(a)(6), which prohibited the attempted use of an "expired or revoked or nonexistent" license, is deleted as unnecessary. The former prohibition apparently was intended to serve 2 purposes: first, to prohibit the attempted practice of land surveying or property line surveying by use of an invalid license; and second, to prohibit misrepresentations by use of an invalid license. These specific prohibitions are fully encompassed in the general prohibitions under this section against practicing, attempting to practice, and offering to practice and the general prohibition under § 15-603 of this subtitle against misrepresentations.

Defined terms: "Board" § 15-101
 "Person" § 1-101 "Practice land surveying" § 15-101
 "Practice property line surveying" § 15-101

15-602. PROVIDING SERVICES WITHOUT PERMIT.

EXCEPT FOR A LICENSEE WHO OPERATES THE BUSINESS AS A SOLE PRACTITIONER, A PERSON MAY NOT OPERATE A BUSINESS THROUGH WHICH LAND SURVEYING OR PROPERTY LINE SURVEYING IS PRACTICED, UNLESS:

- AND
- (1) THE BUSINESS IS A CORPORATION OR A PARTNERSHIP;
 - (2) THE CORPORATION OR PARTNERSHIP HOLDS A PERMIT ISSUED BY THE BOARD.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of former Art. 56, § 340.